



UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
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October 13, 2016

**VIA ECF and UPS Overnight**

Hon. William H. Pauley III  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312

Re: SEC v. Archer, et al.;  
No. 16 Civ. 3505 (WHP)

Dear Judge Pauley:

We represent the Plaintiff, Securities and Exchange Commission, in the above-referenced matters.

Pursuant to the Court's Order, entered August 24, 2016 (DE 77 ¶ 5), we write to notify the Court that Defendants Gary Hirst and Bevan T. Cooney – two of the three defendants who opposed a stay of discovery in this action – have invoked their respective Fifth Amendment rights in response to the Commission's First Request for Documents, dated August 26, 2016.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Nancy A. Brown", is written over a horizontal line.

Nancy A. Brown

cc: All Defendants via e-mail or overnight mail